

**West Virginia Insurance Guaranty Association**  
**General Information Sheet**  
**Re: Shelby/Vesta Insurance Companies, in Liquidation**

On August 1, 2006, the District Court of Travis County Texas entered a finding that Shelby Casualty Insurance Company, Shelby Insurance Company, and Vesta Fire Insurance Company were insolvent and ordered the companies into liquidation. This is similar to a filing of bankruptcy. As a result, these companies will not be paying their claims at any time in the near future.

The West Virginia Insurance Guaranty Association (WVIGA) is a non-profit association created by West Virginia law (§ 33-26) for the purpose of paying insurance policy claims of West Virginia insureds when an insurance company is placed into liquidation (we are somewhat comparable to the FDIC which provides coverage for your deposits if your bank becomes insolvent). The Liquidation order entered against the Shelby/Vesta Companies triggered our obligations under West Virginia law.

Subject to the limitations and conditions of the guaranty act, we will be paying claims on Shelby/Vesta policies as soon as we receive the claim files and policy information from the Liquidator (the Texas Department of Insurance), and we have had an opportunity to review the files. When we receive your file, an adjuster will be assigned to your claim, and the adjuster will contact you. The other insurance companies operating in West Virginia provide the funds we use to pay the claims of insolvent insurers.

Because of your insurer's liquidation, there will likely be some delays in the handling of your claim. Please have patience with us, however, since we must have time to review your claim and gather the necessary documents from the Liquidator. It may take up to four weeks or longer before we get your claim file.

The WVIGA pays only those claims resulting from insurance policy obligations, including unearned premium refunds. We do not pay general creditors claims. Each claim that we pay is subject to a \$100 statutory deductible, in addition to any applicable insurance policy deductible. Unearned premium claims are also subject to a \$100 deductible.

Any other available insurance covering any claim must be exhausted before we pay. Anyone with a claim for bodily injuries from an auto accident against a Shelby/Vesta insured must first submit the claim to their own auto insurance carrier under the Uninsured Motorists coverage, if such coverage is available. Your insurance agent, company representative, or attorney can assist you with this process.

If you have a claim for damage to your vehicle caused by an insured of Shelby/Vesta, you should first submit the claim to your own auto insurer under your Collision coverage. We will consider payment to you of any deductible under your collision coverage (less the \$100 statutory deductible) if we determine that the Shelby/Vesta insured was at fault. All other forms of insurance, including health insurance, must be exhausted before we can make any payments.

As soon as we have had an opportunity to review your file, we will be in touch with you to gather any additional information we may need, or we will simply issue a check to you for your claim if all other information is complete.

We request that you not call our office unless absolutely necessary, since such calls will simply tie up our personnel and slow down the processing of claims. We will respond to all claims as soon as possible.

For more complete information about the WVIGA, visit our website at: [www.wviga.org](http://www.wviga.org).

**Thank you for your patience and cooperation!**

**West Virginia Insurance Guaranty Association:**  
**1840 Mackenzie Dr.**  
**Columbus, Ohio 43220**

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Fax: (614) 442-0004  
Email: [oiga-wviga@rrohio.com](mailto:oiga-wviga@rrohio.com)

**If you need further information contact:**  
**West Virginia Offices of the Insurance Commissioner**  
**Consumer Service Division**  
**304-558-3386 or toll-free at 1-888-TRY-WVIC**

**This sheet is a summary only. All payment obligations of the WVIGA are subject to all of the limitations and conditions as set forth more fully in West Virginia Code § 33-26-1 to 33-26-19, and such provisions shall control if different from this summary.**

## ***Shelby/Vesta Insurance Companies, in Liquidation***

### ***Frequently Asked Questions***

- **I was involved in an accident with a Shelby/Vesta policyholder who was at fault, what should I do now?**

You should file a claim under the Uninsured Motorist coverage of your automobile insurance policy for the property damage or bodily injuries sustained.

- **Will my claim be paid now that Shelby/Vesta is in Liquidation?**

The West Virginia Insurance Guaranty Association is obligated to the extent of the **covered claims** existing prior to the determination of insolvency of Shelby/Vesta, and for such claims arising within thirty days after the determination of insolvency. Such obligation shall include only that amount of each covered claim that is in excess of one hundred dollars (\$100) and is less than three hundred thousand dollars (\$300,000). In no event shall the association be obligated to a policyholder or claimant in an amount in excess of the obligations of Shelby/Vesta under the policy from which the claim arises.

- **What is the West Virginia Insurance Guaranty Association?**

The West Virginia Insurance Guaranty Association was created by the legislature to provide a mechanism for the payment of covered claims under certain property casualty insurance policies because of the insolvency of an insurer.

- **Where does the funding for the West Virginia Insurance Guaranty Association come from?**

The West Virginia Insurance Guaranty Association obtains the funds necessary to pay claims by assessing solvent members of the insurance industry writing similar lines of insurance in the state on a licensed basis.

- **How can I contact the West Virginia Insurance Guaranty Association?**

West Virginia Insurance Guaranty Association

1840 MacKenzie Drive

Columbus, OH 43220

Phone: (614) 442-6601

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[www.wviga.org](http://www.wviga.org)

Email: oiga-wviga@rrohio.com

- **Do I need to contact the West Virginia Insurance Guaranty Association?**

Until the Liquidator has sent the claim files, unearned or return premium data and other information to the Guaranty Association, they will not be in a position to inform you of whether your claim is or is not a covered claim. When the Guaranty Association is in a position to determine if and when your loss claim will be paid, the Guaranty Association will contact you. For a return premium claim, the Guaranty Fund may require you to complete some paperwork.

- **When should I start looking for new insurance?**

You should contact your insurance agent as soon as possible to obtain insurance coverage with a new company prior to the expiration of your policy with Shelby/Vesta.